

REMARKS

Before examination of the application and calculation of the filing fee, please enter the enclosed Amendment in view of the following. First, independent claim 1 has been amended, as it is assumed that the amendment contained in the Reply to Final Office Action dated August 25, 2004 has not been entered. Secondly, newly-added claims 28-31 are believed patentable over the cited art for at least the following reasons.

As amended, the method of newly-added independent claim 28 recites receiving a first basic input/output system image to replace an existing second basic input/output system image that is stored in a firmware memory. The first basic input/output system image includes a configuration data section for a computer system. The method includes determining at least one of the size and the location of the configuration data section and based on this determination, modifying the first basic input/output system image by replacing a portion of the first basic input/output system image with a portion of the second basic input/output system image. Furthermore, the method of independent claim 28 recites writing the modified first basic input/output system image to the firmware memory to replace the second basic input/output system image.

Contrary to the limitations of amended independent claim 28, Choi discloses a method for updating a ROM BIOS that includes checking the system ID of a new ROM BIOS image and performing a checksum of this image. *See, for example*, Choi, 3:14-29. However, Choi does not teach or suggest determining at least one of the size and location of configuration data and basing the modification on this determination. Thus, Choi fails to, for example, teach or suggest determining the size and/or location of its disclosed user information area. Thus, Choi does not teach or suggest either the act of determining or the act of modifying of newly-added independent claim 28.

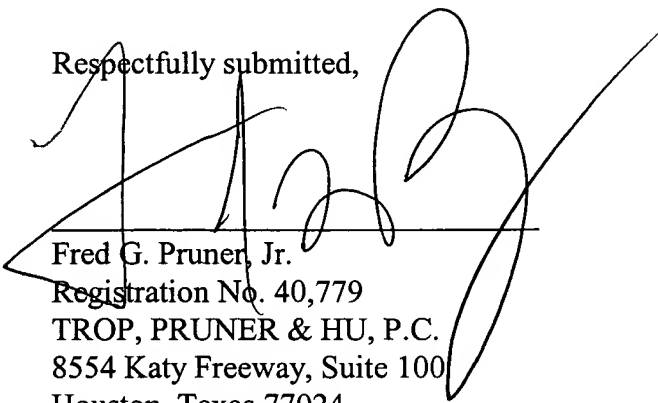
Likewise, Firooz fails to teach or suggest the missing claim limitations. Thus, for at least these reasons, allowance of newly-added claims 28-31 is requested.

For at least the reasons that are set forth in the previous replies, Applicant submits that claims 1-27 overcome the § 103(a) rejections.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 20-1504 (ITL.0627US).

Respectfully submitted,

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